

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **ELASTIN PEPTIDE ANALOGS AND USES THEREOF**, the specification of which

Regular Application

☐ is attached hereto.

☒ was filed on May 30, 2000 as Application Serial No. 09/580,156 and was amended on [Date of Amendment] (if applicable).

PCT Application Entering National Phase

☐ was filed on [Date] as PCT International Application No. [App. No.] and was amended on [Date of Amendment] (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

| (Number) | (Country) | (Day/Month/Year Filed) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
|----------|-----------|------------------------|------------------------------|-----------------------------|
|----------|-----------|------------------------|------------------------------|-----------------------------|

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

| (Application Number) | (Filing Date) |
|----------------------|---------------|
|----------------------|---------------|

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| | | |
|--------------------------|----------------|---------------------------------------|
| 09/039,308 | March 13, 1998 | pending |
| (Application Serial No.) | (Filing Date) | (Status-patented, pending, abandoned) |
| PCT/US99/05496 | March 12, 1999 | pending |
| (Application Serial No.) | (Filing Date) | (Status-patented, pending, abandoned) |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

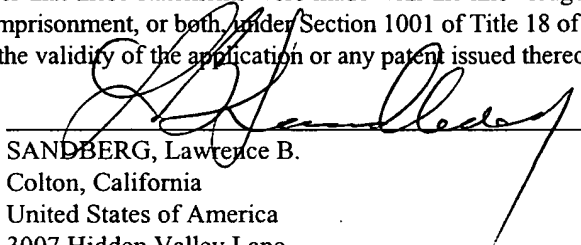
Raymond A. Miller, Reg. No. 42,891

Address all telephone calls to Raymond A. Miller, Esq. at telephone number (216) 363-4500.

Address all correspondence to: Raymond A. Miller
BENESCH, FRIEDLANDER, COPLAN & ARONOFF
2300 BP TOWER
200 PUBLIC SQUARE
CLEVELAND, OH 44114-2378

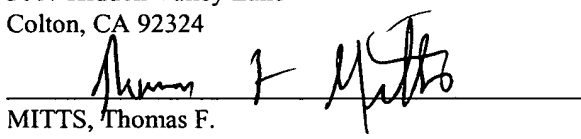
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

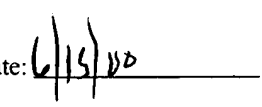
Inventor's Signature
Full name of sole or first inventor
Residence
Citizenship
Post Office Address


SANDBERG, Lawrence B.
Colton, California
United States of America
3007 Hidden Valley Lane
Colton, CA 92324

Date: 

Inventor's Signature
Full name of second inventor
Residence
Citizenship
Post Office Address

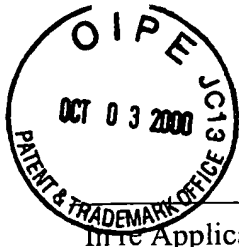

MITTS, Thomas F.
Visalia, California
United States of America
17331 Avenue 304
Visalia, CA 93291

Date: 

Inventor's Signature
Full name of third inventor
Residence
Citizenship
Post Office Address

Date: _____

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CLEVELAND, OH 44114-2378



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Initial Application of:

SANDBERG et al.

Serial No.: 09/580,156

Filed: May 30, 2000

Atty. Docket No.: 97-489-US-P1

**ELASTIN PEPTIDE ANALOGS AND
USES THEREOF**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(F) AND 1.27(B)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled **ELASTIN PEPTIDE ANALOGS AND USES THEREOF** and described in

- ☐ the specification filed herewith.
- ☒ Application Serial No. 09/580,156, filed May 30, 2000.
- ☐ Patent No. [No.], issued [Date].

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

- ☐ no such person, concern, or organization
- ☒ persons, concerns or organizations listed below*

***NOTE:** *Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)*

NAME: CONNECTIVE TISSUE IMAGINEERING LLC

ADDRESS: 500 South Chinowth Road, Visalia, CA 93277

☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME:

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

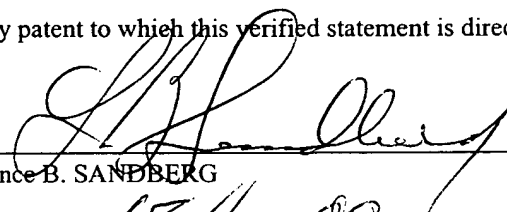
NAME:

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

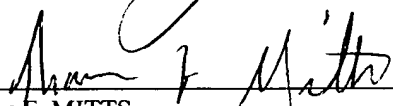
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.



Lawrence B. SANDBERG

Date: 



Thomas F. MITTS

Date: 



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SANDBERG et al.

Serial No.: 09/580,156

Filed: May 30, 2000

Atty. Docket No.: 97-489-US-P1

**ELASTIN PEPTIDE ANALOGS AND
USES THEREOF**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to
act on behalf of the concern identified below:

NAME OF CONCERN: CONNECTIVE TISSUE IMAGINEERING LLC

ADDRESS OF CONCERN 500 South Chinowth Road, Visalia, CA 93277

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **ELASTIN PEPTIDE ANALOGS AND USES THEREOF** by inventors Lawrence B. SANDBERG and Thomas F. MITTS, described in

- ☐ the specification filed herewith.
- ☒ Application Serial No. 09/580,156, filed May 30, 2000.
- ☐ Patent No. [Pat. No.], issued [Issue Date].

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

**NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)*

NAME:

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME:

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME:

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Thomas F. MITTS

TITLE IN ORGANIZATION: President - Manager

ADDRESS OF PERSON SIGNING: 500 South Chinowth Road, Visalia CA 93277

SIGNATURE Thomas F. Mitts DATE 6/13/10